

Judge Karen L. Strombom

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

\$25,833.00 IN UNITED STATES
CURRENCY,

Defendant.

CASE NO. CV14-5786-KLS

JUDGMENT OF FORFEITURE

Plaintiff, the United States of America, brought this civil action by filing a *Verified Complaint for Forfeiture in Rem* on October 3, 2014 against the Defendant Currency. The *Complaint* alleged that the Defendant Currency is subject to forfeiture to the United States pursuant to 21 U.S.C. § 881(a)(6), which provides for the forfeiture of currency constituting moneys, negotiable instruments, securities, or other things of value furnished or intended to be furnished by any person in exchange for a controlled substance, all proceeds traceable to such an exchange, and all moneys, negotiable instruments, and securities used or intended to be used to facilitate violations of 21 U.S.C. § 841(a)(1).

On October 3, 2014, the United States filed a *Notice of Verified Complaint for Forfeiture in Rem*, in which all interested persons were advised to file their claims pursuant

1 to Rule G(5) of the Supplemental Rules for Admiralty or Maritime Claims and Asset
 2 Forfeiture Actions of the Federal Rules of Civil Procedure with the Clerk of the Court within
 3 thirty-five (35) days after the date of service of the Complaint and to serve their Answers to
 4 the Complaint within twenty-one (21) days after filing a claim.

5 Notice of the forfeiture action was published on www.forfeiture.gov, an official
 6 government website, for at least thirty (30) consecutive days beginning on October 11, 2014,
 7 pursuant to Rule G(4)(a) of the Supplemental Rules for Admiralty or Maritime Claims and
 8 Asset Forfeiture Actions of the Federal Rules of Civil Procedure. All interested persons
 9 were advised to file their claims pursuant to Rule G(5) of the Supplemental Rules for
 10 Admiralty or Maritime Claims and Asset Forfeiture Actions of the Federal Rules of Civil
 11 Procedure with the Clerk of the Court within sixty (60) days after the first date of publication
 12 and to serve their Answers to the Complaint within twenty-one (21) days after filing a claim.

13 On October 23, 2014, Claimant filed his *Claim* to the above-captioned Defendant
 14 Currency via his attorney of record and *Answer* to the *Complaint*. No other persons or
 15 entities filed any claim of interest and/or right to the Defendant Currency and the time for
 16 doing so has expired.

17 On July 28, 2015, the parties entered into a *Stipulated Settlement Agreement*. The
 18 terms of the *Agreement* were as follows: Claimant Jermilo Juan Larkins (the "Claimant")
 19 agreed to withdraw his claim to \$18,083.00 of the Defendant Currency; the United States
 20 agreed to return the balance of \$7,750.00 of the Defendant Currency to the Claimant.
 21 Additionally, the Claimant agreed not to oppose a Judgment of Forfeiture as to the remaining
 22 \$18,083.00 in Defendant Currency.

23 Now therefore, on motion by the Plaintiff, the United States of America, for a
 24 Judgment of Forfeiture, it is hereby

25 ORDERED, ADJUDGED and DECREED as follows:

26 1. This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1345
 27 and 1355.
 28

2. Pursuant to 21 U.S.C. § 881(a)(6), the \$18,083.00 in Defendant Currency is hereby forfeited to the United States of America. No right, title, or interest in said \$18,083.00 shall exist in any other party.

3. The United States Marshals Service shall dispose of the \$18,083.00 in accordance with the law.

DATED this 21st day of August, 2015.



Karen L. Strombom
United States Magistrate Judge

Presented by:

/s/ Matthew H. Thomas

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** permission to e-sign obtained via email on
August 19, 2015*